IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.54073 of 2007
MANOJ KUMAR PODDAR
Versus
THE STATE OF BIHAR & ANR.
****

5 06.05.2008 Heard Counsel for the petitioner and the A.P.P. representing the State. Despite service of notice on Opposite Party No. 2, no one appears on her behalf.

Counsel for the petitioner submits that the petitioner is in custody in connection with offences under Sections 406 and 420 of the Indian Penal Code since 13.07.2007. He further submits that there can not be any dispute and infact the petitioner undertakes that whatever liability by way of loan was existing on the land in question transferred in the name of the minor daughters of the informant will be the personal liability of the petitioner himself and for that the possession of the informant and her daughters will not be interfered with. In view of a clear undertaking that the bank loan will be realized from the petitioner and the informant or her three daughters will not be subjected to any coercive action for the realization of loan in the name of the petitioner, this Court realizing the fact that the petitioner has remained in custody for almost ten months, directs for the release of the petitioner Manoj Kumar Poddar in Katihar Nagar Police Station Case No. 312 of 2007 on furnishing bail bond of Rs. 10,000/- with

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two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Katihar.

The Court below will take an undertaking to the effect as indicated above.

Anand (Mihir Kumar Jha, J.)

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